

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of )

) PRE-MUR 458

Galen Capital Group and William P. )  
Danielczyk; Officer, Employee and )  
Galen-Affiliated Conduit Respondents: )  
Zahir Ahmad, Mark Beesley, Eugene )  
Biagi, )

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, Gino P. )  
Isaac, , Philip )  
Layton, )  
, Stephen D. Moses, )  
, Bruce )  
Riddle, , April Spittle, )  
, Eric Wagner, )

CERTIFICATION

I, Darlene Harris, recording secretary of the Federal Election Commission  
executive session, do hereby certify that on December 02, 2008, the Commission  
took the following actions in the above-captioned matter:

1. Failed by a vote of 2-4 to pass a motion to:

a) Open a Matter Under Review.

b) Find reason to believe that Galen Capital Group and William P.  
Danielczyk knowingly and willfully violated 2 U.S.C. §§ 441b(a)  
and 441f.

c) Find reason to believe that Galen Capital Group and William P.  
Danielczyk violated 2 U.S.C. § 441b(a) and 11 CFR § 114.2.

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d) Find reason to believe that Mark Beesley, Eugene Biagi, Gino Isaac, Philip Layton, Stephen D. Moses, Bruce Riddle, April Spittle, and Eric Wagner knowingly and willfully violated 2 U.S.C. §§ 441b(a) and 441f.

e) Find reason to believe that Zahir Ahmad,

knowingly and

willfully violated 2 U.S.C. § 441f.

f)

g) Approve the Factual and Legal Analyses, as recommended in the First General Counsel's Report dated June 20, 2008.

h) Authorize the use of compulsory process.

i) Approve the appropriate letters.

Commissioners Bauerly and Weintraub voted affirmatively for the motion.

Commissioners Hunter, McGahn II, Petersen, and Walther dissented.

2. Decided by a vote of 6-0 to:

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a) Open a Matter Under Review.

b) Find reason to believe that Galen Capital Group and William P. Danielczyk knowingly and willfully violated 2 U.S.C. §§ 441b(a) and 441f.

c) Find reason to believe that Galen Capital Group and William P. Danielczyk violated 2 U.S.C. § 441b(a) and 11 CFR § 114.2.

d) Find reason to believe that Eugene Biagi knowingly and willfully violated 2 U.S.C. §§ 441b(a) and 441f.

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e) Find reason to believe that Mark Beesley, Gino Isaac, Philip Layton, Stephen D. Moses, Bruce Riddle, April Spittle, and Eric Wagner violated 2 U.S.C. §§ 441b(a) and 441f.

f) Find reason to believe that Zahir Ahmad knowingly and willfully violated 2 U.S.C. § 441f.

g)

h)

i) Approve the Factual and Legal Analyses, as recommended in the First General Counsel's Report dated June 20, 2008; subject to revision pursuant to the meeting discussion and any necessary technical and conforming amendments.

j) Direct the Office of General Counsel to circulate any recommendations for compulsory process on a 72-hour tally vote basis.

k) Approve the appropriate letters.

Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther and Weintraub

voted affirmatively for the decision.

Attest:

December 4, 2008  
Date

Darlene Harris  
Darlene Harris  
Deputy Secretary of the Commission

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